



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IFN
AF

Patent Application No. 10/775,633

Confirmation No. 1325

Applicant: Kevin Burak

Filed: February 10, 2004

TC/AU: 2616

Examiner: LAI, ANDREW

Docket No.: 226432 (Client Reference No. 02,011)

Customer No.: 23460

TRANSMITTAL OF APPELLANTS' BRIEF ON APPEAL

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 41.37, Appellant(s) hereby submit Appellants' Brief on Appeal.

The items checked below are appropriate:

1. Status of Appellant(s)

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

2. Fee for Filing Brief on Appeal

Pursuant to 37 CFR 41.20(2), the fee for filing the Brief on Appeal is for:
☒ other than a small entity or ☐ a small entity.

Brief Fee Due \$540.00

3. Oral Hearing

☐ Appellant(s) request(s) an oral hearing in accordance with 37 CFR 41.47.

A separate paper requesting oral hearing is attached.

05/05/2009 CCHAUI 00000033 121216 10775633
02 FC:1252 490.00 DA

4. Extension of Time

- ☒ Appellants petition for a two-month extension of time under 37 CFR 1.136, the fee for which is \$490.00 which has been paid.
- ☐ Appellants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that appellants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$490.00

5. Total Fee Due

The total fee due is:

Brief on Appeal Fee	\$540.00
Less Brief on Appeal Fee already paid	
Request for Oral Hearing	\$ 0.00
Extension Fee (if any)	\$490.00

Total Fee Due: \$1030.00


6. Fee Payment

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$1030.00.

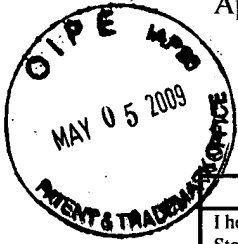
7. Fee Deficiency.

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216.


Respectfully submitted,


Phillip M. Pippenger, Reg. No. 46,055
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Date: April 30, 2009

**CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this Response and all accompanying documents are, on the date indicated below, ☒ being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or ☐ being facsimile transmitted to the U.S. Patent and Trademark Office, Facsimile Number (571) 273-8300.

Name (Print/Type)	Phillip M. Pippenger		
Signature		Date	April 30, 2009